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CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. §1.8

I, Caitlin L. Gardner, hereby certify that this correspondence, pursuant to 37 C.F.R. §1.8, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

Date: July 11, 2006

By Caitlin Gardner

**IN THE UNITED STATES PATENT AND  
TRADEMARK OFFICE**

Applicant: Woodrow C. Monte Docket No.: 32166.00002  
Application No.: 09/747,078 Group Art Unit: 1617  
Filing Date: December 21, 2000 Examiner: Abigail Manda Cotton  
Title: ADDING HEAT-SENSITIVE BIOLOGICALLY ACTIVE MATERIAL TO  
FOOD OR COSMETIC COMPOSITIONS

Commissioner for Patents  
P.O. BOX 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated January 11, 2006, rejecting claims 1, 3, 6-9, 11 and 13-41.

1. The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$500.00.
2. Applicants hereby petition, pursuant to 37 C.F.R. §1.136, that the shortened statutory response period be extended for three (3) months up to and including July 11, 2006.
3. Small Entity Status  
[ X ] Applicant asserts "small entity" status under 37 C.F.R. §§1.9 and 1.27.

4. Fee Calculation: Request for extension of time pursuant to 37 C.F.R. §1.136(a)

[ ]	Response filed within first month after due date – add	\$ 120.00	
[ ]	Response filed within second month after due date – add	\$ 450.00	
[X]	Response filed within third month after due date – add	\$1,020.00	\$1,020.00
[ ]	Response filed within fourth month after due date – add	\$1,590.00	
[ ]	Response filed within fifth month after due date – add	\$2,160.00	

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01 FC:2401 250.00 DA  
02 FC:2253 510.00 DA

☒ Notice of Appeal fee pursuant to 37 C.F.R. .§41.20(b)(1) \$500.00

Subtotal: \$1,5200.00

If one of the "small entity" boxes above is checked, enter half (1/2)  
of the second subtotal and subtract. \$760.00

TOTAL ADDITIONAL FEE ENCLOSED: \$760.00

5. Fee Payment:

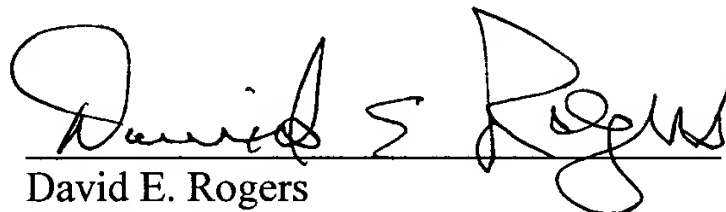
Please charge Deposit Account No. 19-3878 in the amount of \$ 760.00. A **duplicate copy of this sheet is attached.**

I am the

☐ applicant.

☐ assignee of record of the entire interest.

☒ attorney or agent of record.



David E. Rogers

Reg. No. 38,287

Dated: July 11, 2006

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